IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

MONDAY, THE 5TH FEBRUARY 2007 / 16TH MAGHA 1928

Bail Appl..No. 645 of 2007()

CRIME NO.32/07 OF THANOOR POLICE STATION, MALAPPURAM.

: PETITIONER/ACCUSED

KOYAMON, S/O. ALI,
KUTTIYAMADATH HOUSE, THANOOR P.O.,
MALAPPURAM.

BY ADV. SRI.R.PUSHPANGATHAN PILLAI

RESPONDENTS: COMPLAINANT

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1. THE STATE OF KERALA, REP. BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

2. THE SUB INSPECTOR OF POLICE,
THANOOR POLICE STATION, MALAPPURAM.

BY PUBLIC PROSECUTOR SHRI JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 05/02/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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BAIL APPLICATION NO. 645 OF 2007

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DATED THIS THE 5th DAY OF FEBRUARY, 2007

O R D E R

Petitioner who is the accused in Crime No.32/07 of Thanoor Police Station, for an offence punishable under section 511 of 376 IPC, seeks anticipatory bail.

2. Learned Public Prosecutor opposed the application submitting, inter alia, that the petitioner who is a 30 year old person having wife and children has attempted to commit rape on an 11 year old girl at 6 PM on 15.1.2007.

3. Anticipatory bail cannot be granted in case of this nature. But at the same I am inclined to permit the petitioner to surrender before the Investigating Officer for the purpose of interrogation and then to have his application for regular bail considered by the Magistrate. Accordingly, the petitioner shall surrender before the Investigating Officer on any day between 7.2.2007 and 9.2.2007 for the purpose of interrogation. Thereafter the petitioner shall be produced before the Magistrate concerned on the same day. The Magistrate shall consider and dispose of the application, if any, filed by the petitioner for regular bail, preferably on the same date on which it is filed.

This application is disposed of as above.

V.RAMKUMAR, JUDGE

dsn